(4P)

Dtm 15

CLASS B
7.12.64

1

NOTES

MYSORE GOVERNMENT SECRETARIAT

File No. AFD 110 FGL

Department of A+F

Section Forest 'B'

Subject: Grant of 5 acres of land in Huliyurdurga

References:

Date	To whom sent	Notes and instructions
	Food 12/3/63 7/12/64	M.N. Ansari for Under Secretary to Govt.
		R
		Vatsalad A 1.4.64

Serial No.

Letter no. B3-462-GFL-2640/61-62 dt 9-7-62 of the CCF

D. no. 5487/63.

The proposal of the CCF is for perusal. It is reported that the Dist Comm., Bidar Dn has proposed the release of certain lands in S. no. 131 of Hosige village, Kunigal Tq., which have been disposed of by the R.D without the knowledge of the forest deptt., The S. no. 131 referred to above contains an area of 60 acres which was constituted as 'Hutridurga Extension state forest' block during the year 1934. out of this 60 acres, 21 acres has been disposed of for cultivation by the R.D. Another area of 12A-20G-0 has been disposed of by the

Note.—Contn. Sheet

R.D. in favour of Putta-Swamaiah & 11 others in the year 1960. Hence out of the remaining area of 26-20-0 (A B), an extent of 10 acres has been proposed to be given to Sriyuta Sidda & Kempa & the same has been approved by Govt., in their letter No. AFD 72 FMM 62 of 14-6-63; 11 acres is under unauthorised cultivation & the remaining area is reported to be rocky & unfit for cultivation.

In view of the above report, I feel that since more than half the block ~~is under unauthorised~~ has been disposed by the R.D.

Serial No.

and the rest of the area is under cultivation, there is no use in retaining this block as forest & hence he recommends for the disforestment of the entire area of 60 acres & to surrender the same to R.D for purposes of disposal as per rules.

3 In the meanwhile, the CCF has also pointed out that Sri. D. Thimmaiah, Daffedar of the A&F Deptt., has also required for grant of the land in this area. But since there are no lands for grant to this person, he has suggested that the persons Sriguts Gangaboraiah, Gerithimmaiah, Kanichannaiah & Boralingaiah who

Note.—Contn. Sheet

are cultivating an area of 11 acres unauthorisedly may be evicted & to allot lands in favour of the Daffedar Chimmaiah. It is also reported that the ccf has issued instns to evict the occupants immediately.

But according to the circular no. RD 51 LAD 63 dt 29-5-63, the unauthorised cultivators if they are poor or persons belonging to the Sch. Castes or Sch. Tribes & had been in occupation of the land prior to 1-4-1961, deserve some consideration. But according to the report of the ccf, they will have to

Serial No. 4

flag 'F

AD UO Flue 6/63

be evicted from the land if approved, we may address the DC, Tumkur in the light of the instructions issued by RD for order.

CR
12/7

5) Before taking a final decision in this behalf D.C. Tumkur may be addressed to examine and report to Govt the nature of action to be taken in the light of R.D. circular dated 24.5.63 with particular reference to the persons who are unauthorisedly encroaching the forest land. We may take up the question of disforesting areas of "Mutanidanga Extension State Forest" as recommended by the C.C.F. thereafter.

GH
Pl bring up
JR
18/7/63
2
15

7

AFD 110 Fbrl 63

6) As directed, off letter to cef is put up.

OR
18/7
3/9/7

Issue
JR
22/7/63

Issued on 29.7.63.
29/7

7) The letter to cef has been issued. It is for order, whether we may address the oc, Tumkur w/r to paras 4 + 5 n/7.

OR
29/7
30/7

CW
Pl speak.
on 31/7/63
Statement
on 2/8/63

8) Please await reply to our letter dated 29.7.1963.

JR
2/8/63

9) Expeditor to cef is put up

OR
10/9

Issue
10/9/63

Issued on 21-9-63
21/9

Mysore Government Secretariat

AFD 110 FMC 63

~~File No.~~ of 196 . [App. F. III

Serial No.

Letter no. B3-462-GFL-2640/61-62 dt 25-9-63 of the ccf.

D. no.

(10) The ccf has sent the original Application as called for in G.O. dt 29-7-63 of the Same is at flag.

Subd., for orders w/r to paras 4 & 5 n/7.

8/X/63

A&F Dept.- Forest 'B' Section

(11) The C.C.F. may be requested, in the first instance, to indicate from how long these persons are cultivating the land unauthorisedly and what is the extent of land that is being cultivated by each of these persons and whether it is possible to accommodate Sri D.Thimmiah in the forest area by any re-adjustment taking into consideration the land which has not yet been disposed of.

Issue the draft put up.

10/10/63
(T.S.Ramaiya)
Under Secy.,A&FD.

ISSUED

Date 11/10/ 196 3

Note.—Contn. Sheet

File No. AFD 110 FDL of 1963

Mysore Government Secretariat

12) Expeditor to the CCF is put up.
CR
18/4

Issue
18/11/63

ISSUED
Date 19/11/1963

Serial No.

D.No. 790/64.

13 C/7

The C.C.F. has furnished the detailed report to G.L. dated 11-10-1963 and has reported that Sriyuts: Gangaboraiah and others are cultivating to the extent of 1½ acres each in S.No.131 of Hosige village, un - authorisedly since 4 years. They have grown Paddy, Mulberry and Vegetable garden etc., therein. As regards the grant of land to Sri. Thimmaiah, Dafedar, out of the remaining area of the forest by mutual adjustment, it is reported that it is not possible to do so, until the unauthorised cultivators are evicted from the area. It is also reported that Sriyuts Sidda and Kempa, Class IV servants of the CCF's office who were granted lands in S.No.131 of Hosige village have not been put in possession of the land as ordered in G.L.No. AFD 72 FGN 62 dated 14-6-1963, as this area proposed to be granted to them is reported to be under unauthorised cultivation. It is now reported that ~~that~~ area under unauthorised cultivation is more than what was previously reported by the D.F.O., and ~~it is now reported~~ that the unauthorised cultivators are reported to be 11. The cases filed against the tress -

13 11 C/7

file placed below.

Serial No.

passers are still pending in the Court. In view of this the C.C.F. has directed the D.F.O., Tumkur to allot some other suitable area in Huliyurdurga State Forest to Sri. Sidda and Kempa and has requested that the same may be approved.

14) In view of the above facts, it can be stated here that the C.C.F. report dated 9th July 1963 and the present report are quite contrary and over - lapse on each other. Also, the C.C.F. has not furnished the reports of the D.F.O., Tumkur either along with the letter dated 9th July 1963 nor along with the present report. Hence, if agreed to, we may call for the copy of the D.F.O's report.

For orders,

OR 17/2

Hy 18/2.

15) Please obtain the report of D.F.O and also find out as to why the earlier report C.C.F. is not in consonance with the later Report. Please get a correct View of the area available, the area under encroachment, the area to be released for those to whom F.O's has already been issued and also to suggest the area giving details regarding Survey No's etc

C.W

P (bring up after arranging the papers properly) DR 20/2/64

discussed 22/2/64

Note.—Contn. Sheet

Serial No.

where he could accomodate all the three persons including Sri Thimmaiah, suffeder on the establishment of D S.

ZR
21/2/64
(T. S. RAMAIYA),
Under Secretary to Government,
Agriculture & Forest Department.

(6) Ref. para 15 n/7 - Dft letter to the ~~DFO~~ CCF accordingly is put up. 15 e/7

PR
21/2
22/2.

Issue. ~~as revised.~~ draft dictated.

ZR
22/2/64
(T. S. RAMAIYA),
Under Secretary to Government,
Agriculture & Forest Department.

ISSUED
Date 25/2/1964

17 RD 87 LRD 64

Since the mgm has not been recd. Dft DO reminder to the DFO, Tumkur is put up

PR
16/5

Issue today

ZR
16/5/64
(T. S. RAMAIYA),
Under Secretary to Government,
Agriculture & Forest Department.

18

ISSUED
Date 16-5-1964

Land - Tumkur Dt.,

Mysore Government Secretariat

AFD File No. 110 FGL of 1963. [App. F. III 2

Serial No.

D.No. 2516/64.

17 c/7

19) Government in their letter dated 25-2-1964 has called for certain information from the C.C.F. But the CCF has not furnished the information called for therein, but instead he has invited reference to his letter dated 12-2-1964, wherein, he has recommended for the grant of 5 acres of land in Huliyurdurga S.F. on temporary lease basis to Sri.D.Thimmaiah of the M.G.S., In addition, he has also reported that originally it was proposed to grant him lands in Huliyurdurga S.F. 'B' Block. But as this area is under cultivation unauthorisedly and as the eviction of the encroachers is likely to take some time, fresh proposals were submitted to Government to grant him lands as well as to Sidda and Kempa, Class IV servants of the CCF's office in Huliyurdurga S.F. which adjoins Huliyurdurga S.F. 'B' Block. According to G.L. No. AFD 72 FGL 62 dated 14-6-1963, it is reported that Sidda and Kempa were in possession of an area of 5 acres each, on temporary lease basis. Now, the CCF has recommended that an area of 5 acres to D.Thimmaiah ~~XXXX

Release of land —

AFD File No. 110 F ~~[illegible]~~ of 196 B

13

Mysore Government Secretariat

Serial No.

23) Ref: para 22 n/7.
Since the area proposed to be leased to the Applicant, is in the State forest, no S. no. has been fixed. However, if agreed to, we may agree to the proposals of the c.c.f and direct him to submit details as to the area released, S. no, etc.,

OR

The proposal of c.c. 7 at p 21/c7 may be approved. [Please see views of the Forest minister on the representation of Sri. Thimmaiah at p 12/c. 7]

AC 10/6
M. A. MECCAI.
Under Secy., A & F. Deptt. (Agri.)

24.

D.S
A 47

Under what provision temporary lease is authorised?
16-6.

V. M. LINGIAH,
Deputy Secretary,
Agriculture and Forest Departments.
16/6

(25)

x phoned to Addl. T.A to c.c.f + infn got.

DEPUTY SECRETARY TO GOVT. NO. 4925 12 JUN 1964 AGRICULTURE & FOREST DEPTS

Serial No.

26) If approved, the information will be called for from C.F. Draft for approval.

18/6/64
18/6

18/6.

ISSUED
Date 24/6/1964

27) Reminded on 10-7-64
OR
10/7

28) Expeditor to C.C.F. in put up.
OR
28/7

21 C/7
(prior to issue)

27 C/7

D. No. 3500/64.
Pl. See the report of the C.C.F. In view of the report of the C.C.F., for orders whether we may agree to the proposal of the C.C.F. vide page 21 C/7 and direct the C.C.F. to take further action in the matter. R.D may also see the file before further action is taken.

29) Paras 13 to 17 onwards. The (P.T.O

OR
29/7

Note.—Contn. Sheet

Release of land.

File No. HFD 110 FYL of 1963

Mysore Government Secretariat

Serial No.

report of the C.C.F on pages 21 + 24 c/r explains the position as regards the availability of land to be granted to Sri. D. Shivamaiah.

(30)

As recommended by the C.C.F. (31)

5 acres of land purely on temporary lease basis as in the case the other chars IV Servants of the C.C.F office in S.No. 131 of Hosiga Village. Kunigal Taluk may be examined.

V. R. Venkatachalam

My query at U/S. th. 29/8 para 25 of n. 7 is not answered. (32)

D/S

Sec. 30.7.

~~US (Forest)~~ Sec. A V 7 and Sec R. W. have

~~Sec.~~

met and evolved some policy to be adopted in future in the disposal of forest land.

Please put up the proceedings after meeting for reference.

(33)

DEPUTY SECRETARY TO GOVT. NO. 6714 30 JUL 1964 AGRICULTURE & FOREST DEPTT.

WD-010154—GPB—PZS—8,00,000—1-10-61

V. M. LINGAIAH,
Deputy Secretary,
Agriculture and Forest Department.

(31)

Serial No.

P.A to Secy to indicate the position re Para 33 N.7.

3/8/64

(T. S. RAMAIYA),
Secretary to Government,
Agriculture & Forest Department.

AGRICULTURE & FOREST DEPARTMENT
5065
10 AUG 1964
GOVERNMENT OF MYSORE

32) Submit to Hon'ble Minister & personal PA pl speak. A sheet may be prepared

7/8/64

33) PCF has recommended the case. 27/CF The lands are given only on lease and as such they may not come under Land Assignment rules. R.D may kindly see for remarks if any

17/8/64
G. S. [illegible]

REVENUE SECRETARY
No. 8823
17 AUG 1964
GOVERNMENT OF MYSORE

Secy RD

35) A brief up for dictation

18/8/64

36) (PA) While it is ~~quite~~ appreciated that what is proposed to be done in this case is to dispose of forest lands on lease, it is to be noted that the lease is for the purpose of cultivation and not for any purpose ~~ikr~~ directly connected with the activities of the Forest Department.

It has already been agreed between the R.D. and the A&FD that hereafter, the A&FD will take a decision

37)

p.t.o.

Note.—Contn. Sheet

A.F.D File No. 110 FGL of 1963.

Mysore Government Secretariat

Serial No. 8823

only on whether the lands included in the Forest should be retained as Forest or could be released for purposes of cultivation and that the Revenue Department would dispose of the lands in accordance with the land grant rules. The disposal of lands whether it be on lease or as outright grants should, in my opinion, be done by only one Department of Government. As the rules stand at present, it is only the Revenue Department that could grant or lease lands on behalf of Government. If the A&FD wishes to frame separate rules in regard to the disposal of forest lands for cultivation--whether such disposal be on lease or as outright grants, it may do so and the Revenue Department cannot possibly furnish any views in this matter.

DEPUTY SECRETARY TO GOVT. NO. 2330 20 AUG 1964 AGRICULTURE & FOREST DEPT.

(38)

Until such time as the A&FD frames its own rules, if at all it does so, it would be desirable to ensure that Government lands are disposed of by only one Department of Government, viz., the Revenue Department. If the Secretary, A&FD agrees with this view I suggest that the lands now in question may kindly be dealt with on this basis.

(39)

If the Secretary, A&FD does not, however, agree with this view, the Revenue Department has no remarks to offer on the present proposal except for saying that the present proposal would run counter though indirectly to the agreed decision already taken about the distribution of responsibilities as between the two Departments.

AGRICULTURE & FOREST DEPT. 5065 10 AUG 1964 GOVERNMENT OF MYSORE

Secretary, R.D.
19-8-1964.

Secretary, A&FD)

(40) Let me see the land assignment rules in the Revenue Department

20/8/64

Land – Tumkur 18

ore Government
Secretariat

AFD File No. 110 F of 1963 [App. F. III 2

DEPUTY SECRETARY TO GOVT. AGRICULTURE & FOREST DEPTT. NO. 2511 25 AUG 1964

Serial No. 41

Ref: para 40 n/7. As desired M.L.R. Rules are put up and they are at page 28 c/7.

Flag '2'

AGRICULTURE & FOREST 5436 26 AUG 1964 GOVERNMENT OF MYSORE

DR 25/8

D.S. 25/8/64 (T. S. RAMAIYA).

V. M. LINGIAH, Deputy Secretary, Agriculture & Forest Department, Agriculture ~~and~~ Forest Department.

Secy

42 Minister for Forests may kindly see my notes from Para 33 N.F. and remarks of the Secretary, Revenue Department from para-33 N.F. As this involves a fundamental issue of policy, I am putting up this note for kind consideration of the Minister for Forests.

43 The lands which belong to the Forest Department are sometimes applied for cultivation purposes. The Forest Department examines, whether it should be disforested or not and if disforested, it is placed at the disposal of the Revenue Department for assignment under The Mysore Land Revenue Rules. The reason for placing these lands for disposal of the Revenue Department for assignment is that once these lands are disforested, they cease to be under the administrative control of the Forest Department and as such should rightly be transferred to the Revenue Department for assignment under the rules in force.

44 This power vested in the Revenue Department cannot by any reason cover the lands belonging to the Forest Department, but assigned for cultivation or other purposes on lease. The idea of leasing the Forest

Note.—Contn. Sheet

Serial No.

5436

land is to retain the ownership with the Forest Department as the same time making it available for cultivation. The mere word "Cultivation" does not ipsofacto imply that the Revenue Department should be vested with the authority to dispose it of. To sight an instance the Public Works Department with whom the ownership is vested in respect of Travellers Bungalows assigned lands within the compound for cultivation purposes to such persons as they deem fit. Do the cases go to the Revenue Department for such assignment? I should presume the reply must be in the negative and the Public Works Department make its own arrangement and suggests its own person for giving the lands on lease. Such being the case, there is no reason why the Forest Department cannot grant on lease (Eksala cultivation) the lands at their disposal without making any reference to the Revenue Department. Against Rule 43 of the Mysore Land Revenue Amendment Rule 60, under the caption -- "Procedure for disposal of lands for cultivation", it is clearly mentioned that applications for grant of lands under the control of the Revenue Department shall be made to the Tahsildar of the taluk in which the land applied for is situated. It obviously means these rules come into force, only in respect of lands under the -- control of the Revenue Department and cannot apply to those in respect of which the ownership continues to be with the Forest Department.

I, hence do not agree with the Secretary, Revenue Department that even cases where forest lands are given on lease should be disposed of by the Revenue Department. 45

(G.S.SRINIVASAN), 27/8/64
Secretary to Government,
A & F.Deptts.

MINISTER FOR FORESTS)

OFFICE OF THE MINISTER FOR FORESTS & FISHERIES
No. F. 1679/60
28 AUG 1964
BANGALORE

Disposal of land of S.No. 131 Husige.

Mysore Government Secretariat

[App. F. III 2

File No. AFD 110 FGL 63 of 196

Serial No.

(46) I agree with the note of the Secretary, A & F Department. No reference need be made to the Revenue Department in cases of Forest land leased for ek-sal cultivation. The Forest Department has its own rules for lease of forest land for eksal cultivation and under non-alinated scheme for better preservation and protection of forests. The Forest land under the above scheme are leased for a particular year or years and the lands are resumed to Forest Department after the expiry of the lease period. The Revenue Department, therefore, need not come into picture in the above cases. This practice is in vogue from the beginning and this system may continue in the best interest of the protection of the forest.

AGRICULTURE & FOREST SECRETARY 5436 19 SEP 1964 GOVERNMENT OF MYSORE

(47) In view of the above circumstances, the recommendation of the Chief Conservator of Forests to lease 5 acres of land to Shri D.Thimmiah is approved.

R Rachaiah 19.9.64
Minister for Forests & Fisheries.

F. 1629/64

Secretary to Government,
A & F Deptts.)

19/9/64

21-9

JR 21/9/64

OFFICE OF THE MINISTER FOR FORESTS & FISHERIES No. 19 SEP 1964 BANGALORE.

Hag G.

(48) Draft G.O. is put up for consideration

23/9/64

(49) Draft may be approved.

25/9.

DEPUTY SECRETARY TO GOVT. NO. 8597 26 SEP 1964 AGRICULTURE & FOREST DEPTT.

D.S.

(50)

JR 26/9/64

(T. S. RAMAIYA),
Under Secretary to Government,
Agriculture & Forest Department.

V. M. LINGIAH,
Deputy Secretary,
Agriculture and Forest Department.

Note.—Contn. Sheet

24/10/64

ISSUED

Date 30-9-196

28/9/64

Mahyindanya St. ft

21

AED File No. 110 FDL of 1963

Mysore Government Secretariat

Serial No. 35 e/7

D. No. 5056/64.

The ccf has requested a amended order in view of the report furnished.

Draft Erratum is put up for appl.,

DR

19/11

20/11

Draft Erratum may be approved.

D.S.)

30/11/64

(T. S. RAMAIYA),
Deputy Secretary to Government,
Agriculture & Forest Department.

1/12/64

(SYED BASHEER AHMED)
Deputy Secretary to Government,
Agriculture and Forest Department.

Issue

ISSUED
Date 7.12.1964

1/12/64

(T. S. RAMAIYA),
Deputy Secretary to Government,
Agriculture & Forest Department.

DEPUTY SECRETARY TO GOVT. AGRICULTURE & FOREST DEPTT. 10.6A.1 1 DEC 1964

Asst.)
Should avoid such errors in future.

1/12/64

1/12/64

7/12/64

22
2 8

RD L LAW 60 B 20-5-60

REVENUE SECRETARIAT

NOTIFICATION.

G.S.R. 1.—In exercise of the powers conferred by section 233 of the Mysore Land Revenue Code, 1888 (Mysore Act IV of 1888), and all other powers enabling in this behalf, the Government of Mysore hereby makes the following rules, namely :—

1. (1) **Title and commencement** :—These rules may be called the Mysore Land Revenue (Amendment) Rules, 1960.

(2) They shall come into force on the date of publication in the *Mysore Gazette*.

2. **Substitution of new rules for rules 41 to 43 M**:—For Rules 41 to 43 M, of the Mysore Land Revenue Rules, the following rules, shall be substituted, namely :—

"41 **Definitions** :—In this chapter, unless the context otherwise requires—

"displaced holder" means a person deprived of agricultural land owned by him having been acquired for a public purpose or for a company or for a local authority under the Land Acquisition Act ;

(b) "displaced tenant" means a person deprived of agricultural land of which he was a tenant and which land he was cultivating personally, such land having been acquired for any public purpose or for a company or for a local authority under the Land Acquisition Act;

(c) "Ex-servicemen" means persons who have been permanently retired from the former Mysore State Forces or the former Indian Army or from the Armed Forces of the Union;

(d) "Political Sufferer" means any person who had gone to jail or suffered substantial loss of property or income in the cause of Indian Independence or the establishment of responsible Government in Mysore as a result of taking part in movements launched or sponsored by the Indian National Congress or under its sanction or by the Mysore State Congress, and includes the spouse or child of a deceased Political Sufferer;

(e) "Sufficient holder" means a person who owns not less than two acres of garden land, or two acres of wet land having assured irrigation facilities from tanks or channels, or four acres of other kinds of wet land, or ten acres of dry land.

Explanation.—If a person owns more than one class of land, the extent of land owned by him for purposes of this clause shall be determined by converting the extent of different classes of land into the equivalent extent of dry land as follows:—

One acre of garden land or one acre of wet land having assured irrigation facilities from tanks or channels shall be deemed to be equivalent to two acres of other kinds of wet land or to four acres of dry land.

(f) "Insufficient holder" means a person who is not a sufficient holder.

(g) "To cultivate personally" means to cultivate land on one's own account :—

(i) by one's own labour, or

(ii) by the labour of any member of one's family or

(iii) by hired labour or by servants on wages payable in cash or kind but not in crop share under the personal supervision of oneself or any member of one's family.

Explanation.—In the case of a joint Hindu family, the land shall be deemed to be cultivated personally, if it is cultivated by any member of such family.

(h) "Reserved trees" means Sandal, Teak, and such other classes of trees as the Government may by order declare to be reserved trees in any area or areas as may be specified in the order.

42. Powers of different Revenue Officers in respect of grant of lands.—The powers of the different Revenue Officers as regards the grant of land under these rules shall be as follows and any grant made in contravention of these provisions shall be *void*, and any person occupying any land under such a grant shall be dealt with under Section 59 of the Code.

(1) The Tahsildar to whom the power of the Deputy Commissioner in this behalf has been delegated may grant not exceeding two acres of rain-fed wet land or four acres of dry land, provided the market value of such land including the value of trees thereon does not exceed three hundred rupees.

(2) The Assistant Commissioner in-charge of a taluk or any Assistant Commissioner appointed by Government to a district, to whom the duties and powers of the Deputy Commissioner as regards grant of un-occupied lands are assigned may grant land not exceeding two acres of garden land or wet land with assured irrigation facilities from tanks or channels or four acres of other kinds of wet land or eight acres of dry land provided the market value of such

land including the value of trees thereon does not exceed one thousand rupees.

(3) (i) The Deputy Commissioner may grant land not exceeding five acres of garden land or wet land with assured irrigation facilities from tanks or channels or ten acres of other kinds of wet land or ten acres or dry land provided the market value of such land including the value of trees thereon does not exceed two thousand rupees; where the market value of such land including the value of trees thereon exceeds two thousand rupees but does not exceed five thousand rupees, the Deputy Commissioner may grant the land with the previous sanction of the Divisional Commissioner.

(ii) Where the grant is made to a displaced holder or a displaced tenant, the Deputy Commissioner, may grant the land up to ten acres of garden land or wet land with assured irrigation facilities from tanks or channels or twenty acres of any other kind of wet land or forty acres of dry land irrespective of the value of the land.

(iii) The Deputy Commissioner may grant land required for the better enjoyment of the land held nearby to the land so held up to twenty guntas of garden land or wet land with assured irrigation facilities from tanks or channels or one acres of other kinds of wet and or two acres of dry land, provided the market value of such land does not exceed one thousand and five hundred rupees. The Deputy Commissioner may, with the previous sanction of the Divisional Commissioner, also grant land required for better enjoyment of the land held nearby up to one acre of wet land or two acres of dry land provided the market value of such land does not exceed three thousand rupees.

(4) No grant of land shall be made by the Deputy Commissioner or other officer, in any case other than those specified above, or in excess of the extent prescribed above except with the previous sanction of the Government.

(5) In respect of determination of the value of tree- and other forest growth for purposes of any of the proceeding clauses, where the estimated value exceeds one thousand rupees the valuation shall be got confirmed by the District Forest Officer and where there is a difference of opinion as regards the value between the Revenue Officer and the District Forest Officer, the valuation made by the District Forest Officer shall be deemed to be the value of the trees.

43. Procedure for disposal of lands for cultivation.— (1) Applications for grant of lands under the control of the Revenue Department shall be made to the Tahsildar of the taluk in which the land applied for is situated. It shall be in writing and shall contain the following particulars :—

(i) The name and address of the applicant.

(ii) The extent of land if any already owned by him or his family if he is a member of a joint family.

(iii) The particulars of the land applied for.

(iv) And whether he belongs to a Scheduled Caste or a Scheduled Tribe or is a Political Sufferer or displaced holder or tenant.

Applications presented to other authorities shall be forwarded by them to the Tahsildar.

(2) The Tahsildar shall immediately on receipt of an application ascertain if the land in question is available for grant and is under the control of the Revenue Department.

(3) If the land applied for is not available for Disposal the application shall be rejected under intimation to the applicant provided that where the land applied for is Government land but is not under the control of the Revenue Department, and the Tahsildar is of the opinion that such land could be released for cultivation, he shall make a report to the Deputy Commissioner who shall if necessary take appropriate action to get such land released for disposal.

(4) All applications for grant of land under these rules shall be registered in the order in which they are received in a register which shall be maintained in the Taluk Office in From No. 2 of Appendix 'D'.

43-A. Preparation of list of lands available for disposal.—For determining the lands available for disposal in any village, the Tahsildar shall prepare a list of the lands which have been or have to be assigned for special purposes under Section 59 of the Code, such as for free pasturage, for village cattle, for forest reserve or for any other public purpose including cattle sheds and stands, sites for stacking hay and other agricultural produce, manure pits, extension of Gramatanas, provision of sites for school buildings, play grounds and gymnasia, sites for other public buildings like offices of village panchayats and Co-operative Societies, and burial and cremation grounds. Only unoccupied lands fit for cultivation remaining after reserving sufficient extent for the aforesaid special purposes, shall be included in the list of lands available for disposal.

43-B. Restriction on disposal of land with reserved trees.—No land with more than twenty-five reserved trees in an acre shall be disposed of for cultivation except under the special orders of Government.

43-C. Ordinary grants of lands.—(1) Lands under the control of the Revenue Department may be granted to an individual who—

(i) is poor, and

(ii) has attained majority; and

(iii) is either a *bona fide* agriculturist cultivating land personally or *bona fide* intends to cultivate the land personally.

(2) Notwithstanding anything contained in sub-rule (1) any individual holding land may be granted for an upset price, land near to the land so held, if such nearby land is, in the opinion of the authority granting the land, required

for the better enjoyment or better cultivation of the land so held.

(3) In respect of land granted under this rule—

(i) The occupancy price payable for dry land and rain-fed wet land shall ordinarily be not less than ten and not more than twenty times the assessment of the said land;

(ii) The Occupancy price payable for wet land with assured irrigation facilities from tanks or channels shall be at such rates as may be fixed by Government from time to time;

(iii) The occupancy price for garden land shall be the market value of such land;

(iv) The occupancy price of any other land shall be not less than six times and not more than twenty times the assessment of the said land.

(4) As a rule land shall be granted on payment of occupancy price or free of cost to poor and landless persons or insufficient holders who are eligible for the grant under sub-rule (1). In special cases where the land is very valuable or where there is no demand for the land from persons eligible for the grant under sub-rule (1) and (2), the Deputy Commissioner, or other officer authorised by him in this behalf, may sell such land by Public Auction.

43. D. Grant of lands to certain categories of persons and institutions—(1) (*a*) Lands under the control of the Revenue Department may be granted to a political sufferer who;

(i) is poor; and

(ii) has attained majority; and

(iii) is either a *bona fide* agr culturist cultivating land personally or *bonafide* intends to cultivate the land personally.

(*b*) A Political Sufferer who is an insufficient holder may be granted free of cost under this sub-rule up to two acres of we tland withassured irrigation

facilities from tanks or channels or four acres of other kinds of wet land or ten acres of dry land.

(2) The following provisions shall be applicable to the grant of lands to displaced holders and displaced tenants.

(*a*) The extent of land granted shall not exceed the extent of land of which the displaced holder or displaced tenant was deprived due to the acquisition.

Explanation.—For purposes of this sub-rule one acre of garden land shall be deemed to be equivalent to one acre of wet land having assured irrigation facilities from tanks or channels or two acres of other kinds of wet land or four acres of dry land for calculating the extent of land to be granted.

(*b*) (i) Where the extent of agricultural land of which the displaced holder or displaced tenant was deprived by the acquisition was equal to or less than five acres of rain-fed wet land, an equal extent of wet land with assured irrigation facilities from tanks or channels may be granted. Where such extent exceeds five acres, five acres *plus* half the area in excess of five acres may be granted in terms of wet land with assured irrigation facilities from tanks or channels.

(ii) Where the agricultural land of which the displaced holder or displaced tenant was deprived by the acquisition was arecanut garden land, an equal extent of wet land with assured irrigation facilities under tanks or channels or twice the extent of other kinds of wet land may be granted.

(iii) Where the agricultural land of which the displaced holder or displaced tenant was deprived by the acquisition was dry land, an equal extent of dry land or one-fourth of that extent of wet land with assured irrigation facilities from tanks or channels or one-half of that

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extent of other kinds of wet land may be granted.

(iv) Where the land of which the displaced holder or displaced tenant was deprived by the acquisition was wet land other than wet land with assured irrigation facilities from tanks or channels, an equal extent of the same category of land may be granted.

(c) The extent of land, if any, to be granted to the displaced holder or displaced tenant shall be such that the total land held by him whether as owner or tenant or partly as owner or partly as tenant, after such grant shall not exceed twenty-five acres of garden land or wet land with assured irrigation facilities from tanks or channels or forty acres of other kinds of wet land or seventy five acres of dry land.

(d) The grant in favour of the displaced holder or displaced tenant shall not except with the previous sanction of the Government, exceed ten acres of garden land or wet land with assured irrigation facilities from tanks or channels or twenty acres of other kinds of wet land or forty acres of dry land.

(e) A displaced tenant may be granted land free of cost up to two acres of wet land with assured irrigation facilities from tanks or channels or four acres of other kinds of wet land or ten acres of dry land, subject to the condition that he shall pay the betterment contribution, if any, in respect of that land and also the value of the trees standing on the land.

(3) **Educational Institutions**.—(a) Lands under the control of the Revenue Department may be leased to schools, colleges, training institutions for Social Welfare Workers and students' hostels (other than Government Schools, Colleges and Hostels), recognised by the Director of Public Instruction or the University, as the case may be, for cultivation by

the students of the schools or colleges or by the inmates of the training institutions for Social Welfare Workers or the hostels, as the case may be, for such period not exceeding thirty years as the authority competent to lease the land deems fit, on an annual rent equal to the land revenue payable in respect of the land, and subject to the following conditions :—

(i) the land should be utilised only for the purposes for which it is leased ;

(ii) the proceeds derived from the land should be utilised only for the benefit of the institution ;

(iii) the land leased under this sub-rule should not be sub leased ;

(iv) no act which is destructive or permanently injurious to the land should be done ;

(v) the lease may be terminated for contravening any of the aforesaid conditions, or for non-payment of the rent of the land for any year, or when recognition to the educational institution by the Director of Public Instruction or by the University, as the case may be, is withdrawn or by six months notice ending with the 31st March of any year ;

(*b*) In determining the extent of land to be leased under clause (a), the Revenue Officer concerned shall have due regard to the availability of the land in the locality and the number of students in the Institution concerned, and the total extent of land which may be leased shall not exceed ten acres of wet land or twenty five acres of dry or rain-fed wet land :

Provided that land in excess of the aforesaid extent may be leased with the previous sanction of Government.

43E. **Reservation of lands.**—Lands available for disposal in a village shall be reserved, for grant to the different

categories of persons eligible for such grant, in accordance with the following provisions :—

(*a*) Where the area of land available for disposal in any village is less than ten acres, the entire available extent shall be reserved for grant to applicants belonging to the Scheduled Castes and Scheduled Tribes who are ordinarily resident in the village.

(*b*) Where the land available, for disposal in a village is more than ten acres, fifty per cent of the land so available, subject to a minimum of ten acres, shall be reserved for grant to applicants belonging to the Scheduled Castes and Scheduled Tribes ordinarily resident in the village, and the balance of the area may be disposed of to others ordinarily resident in the village in the order of priority specified in rule 43-F.

(*c*) Where there are no applicants belonging to the Scheduled Castes or Scheduled Tribes ordinarily resident in a village or where any land reserved for them under clause (*a*) or (*b*) is available after being granted to applicants belonging to such castes and tribes, the land reserved for them or the excess land reserved for them, as the case may be granted to other eligible persons ordinarily resident in the village in the order of priority specified in rule 43-F.

(*d*) Where after meeting the requirements of applicants ordinarily resident in the village under clause (*c*), any land reserved under clause (*a*) or (*b*) is still available for disposal, such land may be granted to applicants belonging to the Scheduled Castes and Scheduled Tribes ordinarily resident in neighbouring or nearby villages.

(*e*) Applicants belonging to Scheduled Castes and Scheduled Tribes may be granted lands over and above the fifty per cent of the available land referred to in clause (*b*) if lands are available and there are no other applicants.

(*f*) Where the extent of land available for disposal in a village is more than ten acres, twenty per cent of the available land shall be reserved for grant to political sufferers, subject to the minimum of ten acres being reserved

for grant to applicants belonging to Scheduled Castes and Scheduled Tribes.

(g) Notwithstanding anything contained in the preceding clauses, applicants who are displaced holders or displaced tenants who were cultivating personally the land of which they were deprived by the acquisition, may be granted any available land whether reserved under any of the preceding clauses or not in preference to all other applicants including applicants belonging to Scheduled Castes, Scheduled Tribes and applicants who are Political Sufferers.

43. F. Order of priority and extent of land to be granted.—(1) The lands available for disposal in a village, after reservation of the extents specified in rule 43-E for grant to members of the Scheduled Castes and Scheduled Tribes and Political Sufferers, may be granted in the order of preference as indicated below.—

(i) Displaced holders and displaced tenants ordinarily resident in the village.

(ii) Displaced holders and displaced tenants ordinarily residents in a neighbouring or nearby village.

(iii) Educational Institutions.

(iv) Poor and landless persons ordinarily resident in the village.

(v) Ex-Servicemen.

(vi) Insufficient holders ordinarily resident in the village.

(vii) Poor and landless persons ordinarily residing in neighbouring or nearby villages.

(viii) Insufficient holders ordinarily residing in neighbouring or nearby villages.

(2) Subject to provisions of the preceding rules, every applicant other than displaced holder or displaced tenant or political sufferer, may be granted two acres of garden land or wet land with assured irrigation facilities from tanks or channels or four acres of other kinds of wet land or ten

acres of dry land. Land in excess of the aforesaid extent may be granted if more land is available.

43. G. **Grant of lands under the preceding rules shall be subject to the following conditions.**—(1) In the case of grant of lands to applicants belonging to the Scheduled Castes and Scheduled Tribes, and to other applicants, who are unable to pay the occupancy price on account of poverty, the occupancy price may be waived up to rupees two hundred and the balance recovered in three annual instalments.

(2) In the case of grant of land to applicants who are ex-servicemen the occupancy price shall be waived up to the extent awarded by Government under the Military Concession Rules.

(3) In the case of grant of land free of occupancy price, the grant shall be subject to the condition that the grantee shall pay contribution or betterment levy in respect of the land and the value of trees standing on the land.

(4) Where the grant is made free of cost, or when the grant is made at a price which is less than the full market value the grant shall be subject to the condition that the land shall not be alienated for a period of fifteen years from the date of the grantee taking possession of the land.

Provided that such land may be alientated with the previous sanction of the Government and subject to such conditions as the Government may specify, if the Government is of the opinion that the cricumstances, of any case it is just and reasonable to permit such alienation either for purposes of acquiring some other land or for any other purpose.

Provided further that nothing in this clause shall apply to :—

(a) the alienation of any land in favour of the State Government or Co-operative Society as security for loans obtained for improvement of the land or for buying cattle or agricultural implements for the cultivation of the land, or alienation of

any land in favour of the Indian Coffe Board as security for loans advance by the Indian Coffee Board under the Coffee Development Plan ;

(b) the leasing of any land by a person who is a widow, a minor or who is subject to physical or mental disability or who is a serving member of the armed forces.

(5) the grantee shall cultivate the land personally.

(6) the land shall be brought under cultivation within two years from the date of the grantee taking possession of the land.

(7) the grant is liable to be terminated and the land resumed if any of the aforesaid conditions is not fulfilled, and on such resumption the land shall vest in Government free from all encumbrances.

Provided that no land shall be resumed under this clause except after giving an opportunity to the grantee or his successor in interest to show cause why the grant should not be terminated and the land resumed.

43-H. Grant of land for cultivation of plantation crops:— (1) Notwithstanding anything contained in the preceding rules of this chapter, grant of lands for cultivation of coffee, tea, rubber, cardamum, pepper and cashewnut may by made to any person :

Provided that while making any such grant, preference shall be given to applicants belonging to Scheduled Castes and Tribes and to other poor and landless persons and insufficient holders :

Provided further that grant of lands for coffee cultivation shall be on a lease basis in the first instance subject to confirmation after the grantee obtains a license from the Indian Coffee Board for planting coffee on the area so leased within a period of five years from the date of such lease.

(2) (*i*) **Coffee, Tea, and Cardamum cultivation :—** An extent up to fifty acres may be granted to an applicant for

coffee or tea or cardamum cultivation provided the total holding under plantation crops of such applicant does not exceeds one hundred acres.

(*ii*) **Rubber cultivation** :—An extent up to twenty-five acre may be granted for cultivation of rubber provided the total holding under plantation crops of such applicant does not exceed one hundred acres.

(*iii*) **Pepper cultivations** :—An extent up to twenty-five acres may be granted for cultivation of pepper.

(*iv*) **Cashewnut cultivation**:—An extent up to twenty-five acres may be granted for cultivation of cashewnut.

3. (*i*) Notwithstanding anything contained in rule 42, the Assistant Commissioner may grant land fit for the cultivation of plantation crops mentioned above, an area not exceeding five acres provided the market value of such land including the value of trees thereon does not exceed one thousand rupees.

(*ii*) Notwithstanding anything contained in the rule 42, the Deputy Commissioner may granted land fit for the cultivation of plantation crops mentioned above an area not exceeding twenty-five acres provided the market value of such land including the value of trees thereon does not exceed two thousand rupees ; where the market value of such land including the value of trees thereon exceeds two thousand rupees but does not exceed five thousand rupees, the Deputy Commissioner may grant such land with the previous sanction of the Divisional Commissioner ;

Provided that where the extent of land to be granted exceeds twenty-five acres in extent or the value of such land including the value of the trees thereon exceeds Rupees five thousand, previous

sanction of Government shall be obtained. In deserving cases, the Government may sanction land fit for the cultivation of plantation crops up to 100 acres.

(4) **Occupancy Price.**—The occupancy price payable in respect of grant of land under this rule shall be the market value of such land.

(5) **Conditions of grant.**—(i) The land granted shall not be alienated for a period of fifteen years from the date of the grantee taking possession of the land:

Provided that such land may be alienated with the previous sanction of the Government and subject to such conditions as the Government may specify, if the Government is of the opinion that in the circumstances of any case, it is just and reasonable to permit such alienation either for purposes of acquiring some other land or for any other purpose;

(ii) The area granted shall be brought under cultivation within five years from the date of the grantee taking possession of the land;

(iii) The grant is liable to be terminated and resumed if the land is appropriated for a purpose other than that for which the land is granted, or if any of the aforesaid condition is not fulfilled.

Provided that no land shall be resumed under this clause except after giving an opportunity to the grantee or his successor in interest to show cause why the grant should not be terminated and the land resumed.

43. I. **Cancellation of grant.**—Any grant of land made under these rules shall be liable to be cancelled and the land resumed by Government, where the grant has been obtained by making false or fraudulent representations;

Provided that no such cancellation shall be made except after giving an opportunity to the grantee to show cause why the grant should not be cancelled.

43. J. **Grant of land to persons to whom lands have been leased temporarily.**—Notwithstanding anything contained in the preceding rules of this chapter, in the case of agricultural land leased by competent authority to any person for purposes of cultivation at any time before the commencement of the Mysore Land Revenue (Amendment) Rules, 1960 if such land granted on lease is available for disposal and if the conditions of these have been complied with such land may be granted to the lessee in accordance with the preceding rules of this chapter.

43. K. **Grant of land discretionary.**—Nothing contained in these rules shall be deemed to confer on any person any right to the grant of any land, and the authority competent to make or sanction the grant may pass orders as it deems fit taking all the relevant circumstances into consideration.

43. L. **Powers of Government.**—Notwithstanding anything contained in the preceding rules the Government may '*Suo motu*' or on the recommendation of the Divisional Commissioner or the Deputy Commissioner if it is of the opinion that in the circumstances of any case, it is just and reasonable to relax any of the conditions under which land may be granted under these rules it may by order direct such relaxation subject to such conditions as may be specified in the order, and thereupon land may be granted in such a case in accordance with such direction.

3. **Omission of Appendix N.**—Appendix 'N' to the Mysore Land Revenue Rules shall be omitted.

4. **Savings.**—Notwithstanding anything contained in the preceding rules, in respect of the substitution of rules 41 to 43-M by the new rules 41 to 43-L by rule 2 of these rules and the omission of Appendix 'N' by rule 4 of these rules, the provisions of section 6 of the Mysore General

Clauses Act, 1899, shall be applicable as if the said rules 41 to 43-M and the said Appendix 'N' were an enactment and had been repealed by a Mysore Act, and accordingly the said rules and Appendix shall for the purposes mentioned in Section 6 of the said Act be deemed to continue in force.

No. RD 4 LAD 1960, Bangalore, dated 3rd May 1960 (Vaishakha 13, Saka Era 1882).

By Order and in the name of the Governor of Mysore,

M. S. SWAMINATHAN,
Secretary to Govt., R. D.

Printed by the Director of Printing, Sty. & Publications at the Govt. Press, B'lore.
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Gan Statement of Sri. Ganga Boraiah S/o. Boraiah of Kundaiah na palaya Kunigal taluk Vokkaliga By Caste aged about 35 years. Agriculturist by profession

ಕೆಲಸದ ಬಗ್ಗೆ ನಾನು ಕೆಲಸ ಮಾಡುವ ಸ್ಥಳದಲ್ಲಿ ಕೆಲಸ ಮಾಡುವ ಸಮಯದಲ್ಲಿ ನನಗೆ ಕೆಲಸ ಮಾಡುವಾಗ ಸುಮಾರು 4, 5 ವರ್ಷದ ಹಿಂದೆ ಕುಲಿ ಯವರು ಕುಳ್ಳು ಸಂಬಂಧ B. ಎಂ. ರವರ ಹೆಸರಿನ ಸಂಖ್ಯೆ 13 ರಲ್ಲಿ ಬಂದು ಎರಡು ಎಕರೆ ಜಮೀನನ್ನು ನಾನು ಅಲ್ಲಿ ಮಾಡಿಕೊಂಡಿದ್ದೇನೆ. ಈ ಜಮೀನನ್ನು ಮಾರಾಟ ಮಾಡುವ ಸಮಯದಲ್ಲಿ ಅಂದರೆ ಸುಮಾರು ಒಂದು ಎಕರೆಗೆ ರೂ. 400=00 ರಂತೆ ಮಾರಾಟ ಮಾಡಿದ್ದು ಈ ಜಮೀನು ಸುಮಾರು ಮಾರಾಟ ಮಾಡಿರುವುದು ಸಂಬಂಧಪಟ್ಟ ರೈತರಿಗೆ ಮಾರಾಟ ಮಾಡಿದ್ದೆ. ಈ ಜಮೀನನ್ನು ಸರ್ವೆ ನಂಬರ್ ನಲ್ಲಿ ಸುಮಾರು ಮಾರಾಟ ಮಾಡಿರುವುದ

Statement of Sri. Gurthimaiah S/o Thimmaligowda, of Kuntaiahna palya Vokkaliga by caste aged about 40 years. Agriculturist by profession:—

ನನ್ನದು ಕೆಳಗಿನ ಹೇಳಿಕೆಯಲ್ಲಿ ನಮೂದಿಸಿರುವ ಸ್ಥಳದಲ್ಲಿ ನಿರಂತರ ಸುಮಾರು ವರ್ಷಗಳಿಂದ ವಾಸ ಮಾಡಿಕೊಂಡಿದ್ದೇನೆ. ನಾನು ಕುರುಬ ಜಾತಿಯವನು. ನನ್ನ ವಯಸ್ಸು ಸುಮಾರು 60 ವರ್ಷಗಳಾಗಿರುತ್ತದೆ. ಸರ್ವೇ ನಂಬರ್ 1/3 ರಲ್ಲಿ ನನ್ನ ಜಾತಿಯವರು ಇದ್ದೇವೆ. ನನ್ನ ಸರ್ವೇ ನಂಬರ್ 1/3 ರಲ್ಲಿ ಸರ್ಕಾರದವರು ಅರಣ್ಯ ಇಲಾಖೆಯವರು ಬೆಳೆದಿರುವುದು ಸರ್ಕಾರಿ. ನನ್ನ ಹೆಸರಿನಲ್ಲಿ ಸರ್ವೇ ನಂಬರ್ 1/3 ರಲ್ಲಿ ಸರ್ಕಾರದವರು ಬೆಳೆದಿರುವ ಅರಣ್ಯ ಸುಮಾರು 4 ವರ್ಷಗಳ ಹಿಂದೆ ಸರ್ಕಾರದವರು ಗುರುತು ಮಾಡಿ ಕೊಟ್ಟಿದ್ದಾರೆ. ನನ್ನ ಹೆಸರಿನಲ್ಲಿ ಸರ್ವೇ ನಂಬರ್ 1/3 ರಲ್ಲಿ ಸರ್ಕಾರದವರು ಅರಣ್ಯ ಇಲಾಖೆಯವರು ಬೆಳೆದಿರುವ ಅರಣ್ಯ ಸುಮಾರು 400 ರಿಂದ 500 ಮರಗಳು ಇದ್ದು ಅವುಗಳನ್ನು ಸರ್ಕಾರದವರು ಕಡಿದಿರುತ್ತಾರೆ. ಸರ್ಕಾರದವರು ಕಡಿದಿರುವ ಮರಗಳನ್ನು ಸರ್ಕಾರದವರು ಸಾಗಾಣಿಕೆ ಮಾಡಿಕೊಂಡಿದ್ದಾರೆ. ನನಗೆ ಸರ್ಕಾರದವರು ಕೊಟ್ಟಿರುವ ಅರಣ್ಯ ಇಲಾಖೆಯವರು ಬೆಳೆದಿರುವ ಅರಣ್ಯ ಸರ್ವೇ ನಂಬರ್ 1/3 ರಲ್ಲಿ ಇದೆ. ಸರ್ಕಾರದವರು ಕಡಿದಿರುವ ಮರಗಳು ಎಷ್ಟು ಎಂದು ನಾನು ಹೇಳಿಕೆ ಕೊಟ್ಟಿದ್ದೇನೆ ಅಷ್ಟೆ.

L.T.M. of
Gurthimmaiah

Before me

3/4/63

Range Forest Officer
Kunigal Range
Tumkur

41

Statement of Karichamaiah S/o Hasaranjaiah of Kurlaiahu palaya Vokkaliga by Caste Aged about 40 years. Agriculturist by profession:—

ನನ್ನ ಹೆಸರು ಕರಿಚಮಯ್ಯ ತಂದೆ ಹಸರಂಜಯ್ಯ ಕುರ್ಲಯ್ಯನ ಪಾಳ್ಯ ವಕ್ಕಲಿಗರು ನಾನು ಕೂಲಿ ಕೆಲಸ ಮಾಡಿಕೊಂಡು ಇದ್ದೇನೆ. ನಮಗೆ ಕುಂದಲಹಳ್ಳಿ ಗ್ರಾಮದಲ್ಲಿ ಸರ್ವೆ ನಂ. 7, 8 ರಲ್ಲಿ ಕ್ರಯ ಕರಾರು ಮಾಡಿಕೊಂಡಿದ್ದೆವು. ಕರಿಯಪ್ಪ ಮಗ ಕೆಂಪಯ್ಯ ಮತ್ತು ಕಾಶಿಂಬಂಧಿಕರು. ಕರಿಯಪ್ಪನವರು ಕೆಂಪಯ್ಯ ಇದ್ದೆವೆಂದು ಹೇಳಿ ಮೂರನೆ ವ್ಯಕ್ತಿಗೆ ಮಾರಿ ನಮಗೆ ಮೋಸ ಮಾಡಿದ್ದರು. ನಮ್ಮ ಹಣ ಕೊಟ್ಟರೆ ಜಮೀನು ಕೊಡುತ್ತೇವೆಂದು ಹೇಳಿದರು. ನಾನು ಕ್ರಯಕ್ಕೆ ಕಾಶಿಂಬಂಧಿಯವರ ಪ್ರಸಿದ್ಧ ಕುಲಂಯವರು ಸರ್ವೆ ನಂ. 131 ನ್ನು ಮಾರಿ ಕ್ರಯ ಮಾಡಿಕೊಂಡಿದ್ದರು ಕ್ರಯ ಕಾಶಿಂಬಂಧಿಕರು ಕೆಂಪಯ್ಯ ಇದ್ದೆವೆಂದು ಹೇಳಿ ಸರ್ವೆ ನಂ. 131 ರಲ್ಲಿ ಜಮೀನು ತಗಂಡಿದ್ದರು ಹೇಳಿ ಕೆಲಸ ಮಾಡಿಕೊಂಡಿದ್ದೆ. ನನಗೆ ತಗಂಡಿದ್ದರು ಕೆಲಸ ಮಾಡಿಕೊಂಡಿದ್ದೆ. ಈ ಜಮೀನನ್ನು ನಾನು ನಮ್ಮ ಹೆಂಡತಿ ಹೆಸರಿಗೆ ಮಾಡಿಕೊಂಡೆನೆ. ಈ ಜಮೀನನ್ನು ಸೈದಾನಿ ಅಂತ ಲೆಕ್ಕ ಕೊಟ್ಟು ಮಾಡಿಸಲು ನಮಗೆ 500=00 ರೂಪಾಯಿ ಆಯಿತು ಮಾಡಿಕೊಂಡೆನೆ, ಮತ್ತು ಈ ಜಮೀನಿನಲ್ಲಿ ಕೆಲಸ ಮಾಡಿಕೊಂಡು ಕುಲವನ ಹೆಸರು ಕಾಶಿಂಬಂಧಿಕರು ಕೆಂಪಯ್ಯ ಅಂತ ಜಮೀನು ನಮ್ಮ ಮಕ್ಕಳು ನನಗೆ ಮಕ್ಕಳು ಅಂತ ಜಮೀನು ಮನೆಯಲ್ಲಿ ಸುಂಕ ಕೊಟ್ಟು ಮಾಡಿಕೊಂಡಿದ್ದೆವೆ ಮತ್ತು ಈ ಜಮೀನು ಮಟ್ಟು ಕೊಟ್ಟಿರುವ ಕಾಗದ ಪತ್ರಗಳು ಕಾಣೆ ಆಗಿದೆ ಮತ್ತು ಸರ್ವೆ ನಂ. ಇದ್ದು ಎಂದು ಎಂದೆಂದಿಗೂ ನಾನು ಕೆಲಸ ಮಾಡಿಕೊಂಡಿದ್ದೆನೆ.

LTI of Karichamaiah of Kurlaiahu palaya.

34/63

Range Forest Office
Kunigal Range
Hulivurdurga

(4) 42

Statement of Biralingaiah S/o Boraiah of Kuntalahnapalaya. Vokkaliga by caste, Age about 35 years. Agriculturist:—

ಕೆಳಗಡೆ ಕಂಡಿರುವ ಅಳತೆಯಲ್ಲಿ ಅಳತೆ ಮಾಡಿದ ಜಮೀನು ನನ್ನ ಸ್ವಾಧೀನದಲ್ಲಿದೆ, ನಾನು ಕೊಂಡುಕೊಂಡು ಅನುಭವಿಸುತ್ತಿದ್ದೇನೆ. ಸರ್ವೆ ನಂ. 6 ಪಟ್ಟದ ಹಿಂಕಡೆಯಲ್ಲಿ ಹುಲಿಯಾರು ಹೆಸರಿನ ಬಿ. ಖರಾಬು ಜಮೀನು ಸುಮಾರು ಎಕರೆ ಇರುತ್ತದೆ. ಈ ಜಮೀನು ಕೆಲವು ವರ್ಷಗಳಿಂದ ಈ ಜಮೀನಿನಲ್ಲಿ ಈಚೆ ಕಾಸ್ತಿ ಮಾಡಿಕೊಂಡು ಬರುತ್ತಿದ್ದೇನೆ. ನಾನು ಕೃಷಿಕನಾಗಿದ್ದು ಈ ಜಮೀನಿನಲ್ಲಿ ಬೆಳೆದ ಬೆಳೆಯನ್ನು ಮಾರಿ ಜೀವನ ಸಾಗಿಸುತ್ತಿದ್ದೇನೆ. ಈ ಜಮೀನಿನಲ್ಲಿ ಸುಮಾರು ಸಾಲ್ಕೆಗಳಿಂದ ಹಿಂಡಲುವಾಗ ನಾನು ಸಾಕಷ್ಟು ಬೆಳೆ ಬೆಳೆದಿರುತ್ತೇನೆ. ಈ ಜಮೀನಿನಲ್ಲಿ ಸುಮಾರು 400 ರಿಂದ 500 ರೂ ರಿಂದ ಆದಾಯ ಬರುತ್ತಿರುತ್ತದೆ. ಈ ಜಮೀನು ಬಿಟ್ಟರೆ ನನಗೆ ಬೇರೆ ಜಮೀನು ಇಲ್ಲ. ಈ ಜಮೀನು ನಾನು ಸಾಗುವಳಿ ಮಾಡಿಕೊಂಡು ಬರುತ್ತಿದ್ದೇನೆ. ಸರ್ಕಾರದವರು ಕಾಯ್ದೆ ಪ್ರಕಾರ. ನಮ್ಮ ಮೇಲಿನ ಅಧಿಕಾರಿಗಳು ಸರ್ವೆ ಮಾಡಿ ಕೊಟ್ಟ ಪ್ರಕಾರ.

ATM of Boralingaiah.

3/4/63 Before me

Range Forest Officer
Kunigal Range
Huliyurdurga

43

No. B3-462-GFL-2640/61-62.
Enb 4

Office of the Chief Conservator of Forests in Mysore Bangalore.
Dated 9 July 1963.

5

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

AFD 110 FGLG

10/7/63

Sir,

Sub:-Disposal of land in S.No. 131 of Hosige Village, Kunigal Taluk.

MYSORE GOVT. SECRETARIAT
10 JUL 1963
FOREST DEPT. (TAPPAL SECTION)

The Divisional Commissioner, Bangalore Division, Bangalore has proposed the release of certain lands in S.No. 131 of Hosige Village, Kunigal Taluk which have been disposed of by the Revenue Department without the knowledge of the Forest Department. The S.No. under reference with an extent of 60 acres was constituted as Huliyurdurga extension State Forest 'B' block during the year 1937. Out of this, an area of 21 acres has been disposed of for cultivation by the Revenue Department long ago. Another area of 12 acres 20 guntas has been disposed of by the R.D. to Sri Puttaswamiah and 11 other during the year 1960. Out of the remaining extent of 26 acres 20 guntas, an area of 10 acres has been granted to Sriyuts Sidda and Kempa Class IV Servants of this office on lease basis at five acres each, which has been approved by Government in their No. AFD 72 FGN 62 dated 14-6-1963, 11 acres is under unauthorised cultivation and the rest of the area is rocky and unfit for cultivation. It can be seen from the above that more than half of the block has been disposed of by the Revenue Department and the rest of the area is also under cultivation either unauthorisedly or otherwise.

Sme

MYSORE GOVERNMENT SECRETARIAT
NO. 5487/62
11 JUL 1963
110 FGLG
FOREST BRANCH

In the circumstances I feel that there is no use retaining this area as forest and therefore recommend the disforestment of the entire area of 60 acres and to surrender the same to the Revenue Department for being granted to the persons who are holding Saguvali chits issued by the Revenue Department and also to Sriyuts Sidda and Kempa Class IV Servants of this office who are cultivating the land on lease basis.

It is pointed out in this connection that Sri D. Thimmaiah, Daffedar Forest Branch, (Deputy Secretaries establishment), Mysore Government Secretariat has also requested for grant of lands in this area. Actually there are no lands for grant to this person in this block. But the persons Sriyuts Ganga Boraiah, Gerithimmaiah, Karichannaiah and Boralingaiah by cultivating the forest area (11 acres) unauthorisedly have defied law and regularisation of the encroachment as "fait accompli" would be an encouragement to them and others to commit such irregularies. In the Circumstances, orders may kindly be issued to allot lands to Sri Thimmaiah in the area under unauthorised cultivation by evicting the unauthorised cultivators. The Divisional Forest Officer, Tumkur is being asked to take further action to evict the unauthorised occupants immediately. The statements obtained from the persons who are cultivating the Forest area unauthorisedly are enclosed for perusal.

Yours faithfully,

CHIEF CONSERVATOR OF FORESTS.

KCS/

44
6

G. S. App. F VI—G. 2]

SUBJECT.....

.....

.....

Diary No. of letter replied to.....

Mysore Government Secretariat

( )

the 196 .

Date of issue.....196

Signed by.....

May this be—

(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

AFD 110 Fee 63

Section

Serial No.

File No.

Proceedings of the Government of Mysore

ccf

Read— w/r to your letter no. B3-462-LFC-2640/61-62 dt 9-7-63, on the above subject

Order (Permanent) No. directed

requesting you to send the Rpts of Sri. D. Thimmaiah, Caffeder, A77 dptt., wherein he has required for release of forest area out

of Hiliyurdurga Extension S.F. Block 'B' for reference & return.

~~I am also to request you to favour them.~~

4/7

4/5 A + 7

19/7

List of Enclosures.

Copied by

Examined by

WD 09414—GPB—PZS—1,00,000—31-5-61

M. G. S. App. F VI—G. 2]

SUBJECT: paid

Diary No. of letter replied to.....

Mysore Government Secretariat

( )

the 196 .

Date of issue 21/9 196

Signed by.....

ISSUED

Date 19

May this be—

(i) printed?

(ii) treated as a Standing Order?

(iii) published in the Gazette, English Part?

(iv) translated?

(v) placed at the disposal of the Press?

(vi) published in the Gazette, Kannada Part?

Section

Serial No.

File No.

Proceedings of the Government of Mysore

Read— In inviting ref: to b.h. of even no. of 29-7-63, on the above subject, I to request you to send the report called for therein to Govt early

Order thereon—No.

No. B3-462-GFL-2640/61-62.
E. Application.

Office of the Chief Conservator of Forests in Mysore Bangalore.
Dated, 25-9-1963.

47

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

9

Sir,

Sub:-Disposal of land in S.No.131 of Hosige Village, Kunigal Taluk.

Ref:-Your letter No. AFD 110 FGL 63 dated 29-7-1963.

--

The application of Shri D. Thimmaiah, Dafedar is enclosed herewith for reference as desired.

Yours faithfully,

Chief Conservator of Forests.

MYSORE GOVT. SECRETARIAT (INCLUDING AGRL. & FOREST DEPT.)
No.
26 SEP 1963

MYSORE GOVERNMENT SECRETARIAT
No.
27 SEP 1963
FOREST BRANCH

48

To

The Chief Conservator of Forests
in Mysore, Bangalore.

Respected Sir,

I, the undersigned Daffedar most respectfully beg to submit that I am at the tail end of my service. As you are aware, I am unable to make both ends meet with the meagre pay I am getting. I possess no property either movable or immovable. I have a large family solely depending upon my earnings. After retirement I will be put to lot of inconvenience as the pension that I get will not be sufficient even to meet our daily bread. Under the above circumstances, I most respectfully beg to submit to your kind notice that I may be granted five acres of land in S.No.130 and 131 of Huliyurdurga State Forest, Kunigal Taluk, Tumkur District to enable myself and my family members to cultivate the said land and eke out our livelihood.

I once again request your good self to kindly sanction the said land and thus help me and my family to live peacefully after my retirement.

Yours faithfully,
(D.Thimmiah)
Daffedar,
Dy.Secretary's Estt.,A.&.F.Deptt.,
M.G.S., Vidhana Soudha, Bangalore.

Dated,
30th August 1962.

Office of the
Chief Conservator of Forests
in Mysore, Bangalore.
No. 17210 Date 6/9
Section
322

GOVERNMENT OF MYSORE

49

No. AFD 110 FGL 63

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 11.10. 1963

FROM

The *Secretary to the Government of Mysore,*
Agriculture and Forest Department.

To

The Chief Conservator of Forests in Mysore,
BANGALORE.

Sir,

Subject:- Disposal of lands in S.No. 131 of Hosige Village, Kunigal Taluk.

With reference to your letter No. B3-462-GFL-2640/61-62 dated 9-7-1963 on the above subject, I am directed to request you to clarify the undermentioned points:-

(1) How long Sriyuths Ganga Boraiah, Gerithimmiah, Karichannaiah and Boralingaiah are cultivating this land and how much land is being cultivated by each of them;

ISSUED
Date 11/10/1963

(2) Whether they have made any improvements to this land; and

(3) Whether it is not possible to recommend the grant of 5 acres of land to Sri D.Thimmaiah, Daffedar on the Establishment of Deputy Secretary to Government, Agriculture & Forest Department out of the remaining area of the said Forest by any mutual adjustments.

Your immediate reply is requested.

Yours faithfully,

(T.S.Ramaiya)
Under Secretary to Government,
Agriculture & Forest Department.

RN.
10/x

1930

50 763

AFD 1072/17B

5-12-63

12

F

To

THE HON'BLE MINISTER FOR FORESTS,
Vidhana Soudha,
Bangalore-1.

Respected Sir,

I most respectfully beg to bring the following few lines for favour of your kind considerationand favourable orders:-

As your kindself is aware, I am unable to pull on in these hard and abnormal days with the meagre pay I am getting. Besides, I am not in possession of either moveable or immoveable property at anyplace while there are no near and dear relatives. I have to maintain a large family which is purely depending only on my income and there is no likelihood of getting anyincome after my retirement which is nearing except the much more lower income by means of pension than what I am getting at present.

In the light of above circumstances, I have already requested the Chief Conservator of Forests in Mysore, Bangalore more than once, i.e., on 30th August 1962 and 9.9.1963 to grant 5 acres of land in S.No.130 and 131 of Huliyurdurga State Forest, Kunigal Taluk, Tumkur District to meet our daily bread, but all in vain. In this connection, I beg to bring to your kind notice that Sriyuths Sidda and Kempa, Daffedars of C.C.F's office have been granted 5 acres each in the same survey Nos., though they had also applied with me. I request that I may also kindly be given the same treatment by granting atleast 2 -3 acres of land though not to the same extent in S.No.130 and 131 of Huliyurdurga State Forest, Kunigal Taluk, Tumkur District, for which act of kindness, I shall be highly grateful to you, Sir.

Yours most obediently,

(D. THIMMIAH)

Daffedar, D.S'S Estt., A&F Department,
Vidhana Soudha, Bangalore-1.

Bangalore,
Dt.29.11.63.

SAHF
CCF
for a report
B. RACHAIAH
Minister for Forests,
Fisheries and Sericulture

DEPUTY SECRETARY TO GOVT. AGRICULTURE & FOREST SECTION
No. 1298/C
3 DEC 1963

MYSORE GOVT. SECRETARIAT
No. 1072/F 17B
3 DEC 1963
AGRL & FOREST DEPT. (REGISTRY)

OFFICE OF THE MINISTER FOR FORESTS & FISHERIES
No.
30 NOV 1963
BANGALORE

AGRICULTURE & FOREST SECTION
1558
2 - DEC 1963
GOVERNMENT OF MYSORE

OFFICE OF THE MINISTER FOR FORESTS & FISHERIES
No. 1430
29 NOV 1963
BANGALORE.

51 13

No.B3-462-GFL-2640/61-62 Office of the
Chief Consefvator of Forests in Mysore,
Bangalore, dated: February, 1964.

Sri. C. To

The Secretary to Government,
Agriculture & Forest Department,
Bangalore.

MYSORE GOVT. SECRETARIAT AGRI. & FOREST DEPT (REGISTRY) No. 790/51/13 13 FEB 1964

Sub:- Disposal of land in S.No.131 of Hosige Village, Kunigal Taluk.

Ref:- Your letter No.AFD110 EGL 63 dated 11-10-63.

The persons Sriyuts Ganga Boraiah and others are reported to be cultivating lands to the extent of about 1½ acres each in S.No.131 of Hosige Village unauthorisedly since about four years. They have grown Paddy, Mulberry and Vegetable garden etc. therein. As regards the grant of lands to Sri.D.Thimmaiah, Daffedar out of the remaining area of the Forest by mutual adjustments, it is reported by the Divisional Forest Officer, Tumkur that it is not possible to do so, until the unauthorised cultivators are evicted from the area. Even Sriyuts Sidda and Kempa, Class IV servants of this office who were granted lands in S.No.131 of Hosige Village and which has been approved by Government in their letter No.AFD 72 FGN 62 dated 14-6-63, have not been put in possession of the land as this area proposed to be granted to them is also reported to be under unauthorised cultivation. Hence the area under unauthorised cultivation is more than what was previously reported by the Divisional Forest Officer and the ~~area~~ unauthorised cultivation is reported to be eleven. ~~acres~~. The cases filed against the unauthorised cultivators are still pending in the court. In the above circumstances the Divisional Forest Officer, Tumkur has been asked to allot some other suitable area in Huliyurdurga State Forest ~~district~~ to Sri.Sidda and Kempa which may please be approved. There is no objections to grant 5 acres of land to Sri.D.Thimmaiah, Daffedar on the Establishment of Deputy Secretary to Government, Agriculture and Forest, also in Huliyurdurga State Forest near the area to be granted to Sri.Sidda and Kempa on temporary lease basis.

Orders of Government may be issued early for taking further action.

This also disposes of the application received with your memo No.AFD 1072/FB 63 dated 5-12-63 which is returned herewith.

Yours faithfully,

Chief Conservator of Forests.

Appendix F. G.—1]

SUBJECT .....

Diary No. of letter replied to..... .....

Mysore Government Secretariat.

( )

the 196.

Date of issue ISSUED Date 6.5.1964

Signed by.....

List of enclosures.....

Copied by.....

Examined by.....

Section

File No.

Serial No.

N.

To

~~DFO~~ C.C.

Tumkur

In inviting your attention to C.C.F's letter No. B3-402-GFL-2640/61-62 dt 12-2-64 on the above subject, I am to request you to furnish me following m/n early :-

a) The total area available in Huliyurdurga St. for

— 2/-

2) the area under un-
authorised encroachment
3) the area that has
to be released as per
the directions of the hon'ble,
4) the area giving details
regarding S.Nos. etc. where
the three of them should
be accommodated
including Sri. Thimmaiah.

the inf^n should be
furnished to hon'ble early

4/7

4/S. A 7 7.

Copy to c.c.f for inf^n

17 5h

GOVERNMENT OF MYSORE

No. AFD 110 FGL 63

MYSORE GOVERNMENT SECRETARIAT,
VIDHANA SOUDHA,

Dated, Bangalore, 25-2-1964

FROM

The *Secretary to the Government of Mysore,*
Agriculture and Forest Department.

To

The Chief Conservator of Forests in Mysore,
BANGALORE.

Sir,

Subject:- Disposal of land in S.No.131 of Hosige Village, Kunigal Taluk.

-oOo-

With reference to the correspondence ending with your letter No. B3-462-GFL-2640/61-62 dated 12th February 1964, on the subject mentioned above, I am directed to state that since the report furnished in your earlier letter No.B3-462-GFL-2640/61-62 dated 9th July 1963 does not tally with the latest report, it is not possible to pursue further action unless the under-mentioned particulars are furnished. I am, therefore to request you kindly to furnish the same and also furnish a clear copy of the report received from the Divisional Forest Officer, Tumkur giving clear picture of the position.

1. The exact area of Huliyurdurga State Forest;
2. The area released under the Government Orders already issued;
3. Out of 2, how many of them have been given possession and how many are still to be given possession;
4. The area covered by encroachers;
5. The names with the particulars regarding the stage at which the matter relating to the eviction is at present;
6. The area wherein Sri Kempa & Sri Sidda could be accommodated at the rate of 5 acres each in lieu of the area sanctioned to them;
7. The details regarding Survey numbers etc. of areas mentioned in Sl.No.(1) to (4) may also be indicated.
8. Whether Sri Thimmiah, Deffedar who is in the establishment of the Deputy Secretary to Govt., A&FD for whom recommendation of grant of 5 acres on temporary lease has been made by you can also be accommodated in this area, if so, the entire area to be released with details regarding Survey numbers of the area and the extent etc. may be furnished.

Your early reply is requested.

Yours faithfully,

Sd/-
(T.S. RAMAIYA)
Under Secretary to Government,
Agriculture and Forest Department.

ISSUED
Date 25/2/1964

p.t.o.

AFD 110 F-gd-63 Dt 26/2/64

Copy of the above is forwarded to the Divisional Forest Officer, Tumkur, for information and necessary action.

T. S. Ramaiya
(T.S.Ramaiya)
Under Secretary to Government,
Agriculture and Forest Department.

RN.24/2

M. G. S. App. F. G. 3].

MYSORE GOVERNMENT

SECRETARIAT.

(*Continuation sheet draft form*).

land in S. No. 171 of Holige village, Kunigal Tq

copy to C.E. for info.

D. O. No. AD 110 FMC 63

Dear Sri Nagamallappa

In inviting ref. to Govt. letter of even no. dt 25-2-64 re: the disposal of ~~on the above~~ ~~subject~~, addressed to the C.E. & copy endorsed to you, I am desired to request you to furnish the info. called for therein thro' the C.E. urgently

Yours

DEO (by name)

WD 012117—GPB—1,00,000—7-3-63

21.57

No. B3-462-GFL-2640/61-62.

Chief Conservator's Office,
Bangalore, dated 2 June 1964.

To

The Secretary to Government,
Agriculture & Forest Department,
Bangalore.

Sir,

MYSORE GOVT. SECRETARIAT
No. 3 JUN 1964
AGRL & FOREST DEPT. (REGISTRY)

Sub: Disposal of lands in S.No. 131 of Hosige Village, Kunigal Taluk - to Sri D.Thimmaiah, Daffedar, on the Establishment of Deputy Secretary to Government Agriculture & Forest Department.

The applicant Sri D.Thimmaiah is repeatedly requesting for the grant of lands. In this connection, I invite your reference to this office letter of even No dated 12-2-1964 under which recommendation has been made to Government for the grant of 5 acres of land in Huliyurdurga State Forest on temporary lease basis to the above applicant also.

2. Originally it was proposed to grant him lands in Huliyurga State Forest 'B' Block. But as this area is under cultivation unauthorisedly and as the eviction of the encroachers is likely to take some time fresh proposals were made to grant him lands, as well as to Sriyuth Sidda and Kempa Class IV Servants of this office, in Huliyurdurga State Forest, which adjoins Huliyurdurga State Forest 'B' Block. Sriyuts sidda and Kempa have already taken possession of the land and there is no objection to grant 5 acres of land to Sri D.Thimmaiah near the area granted to the above two applicants, on temporary lease basis as already recommended. As the raining season has started and as the applicant is frequently representing in the matter, orders of Government may be issued immediately for taking further action.

The area wherefrom the grant of 5 acres to Sri D.Thimmaiah is recommended has nothing to do with the area under unauthorised cultivation which lies in a seperate block.

Yours faithfully,

Chief Conservator of Forests,

'Bsn'

8
22

Appendix F. G.– I]

SUBJECT As on P. 21 C/F.

Diary No. of letter replied to.....

Mysore Government Secretariat.

( )

the *196* .

Date of issue ISSUED

Date 24/6/1964

Signed by.....

x P.21 C/F

List of enclosures.....

Copied by.....

Examined by.....

Section

File No.

Serial No.

No.

To

The C.F.

Sir, I am directed to refer to your letter No. B3-2162-GFL-2640-61-62 dt. 2/6/64 on the subject noted above and to request you to intimate the ~~authority~~ finition under which it is proposed to grant temporary lease

Yf.

18/6/64

WD 012116—GPB—4,00,000—7-3-63

M. G. S. App. F VI—G. 2]

24 59

SUBJECT 2147

Diary No. of letter replied to.....

Mysore Government Secretariat

( )

the 196 .

Date of Issue.....196

Signed by.....

May this be—

(i) printed?
(ii) treated as a Standing Order?
(iii) published in the Gazette, English Part?
(iv) translated?
(v) placed at the disposal of the Press?
(vi) published in the Gazette, Kannada Part?

Section

Serial No.

File No.

Proceedings of the Government of Mysore

c c f

Read— In inviting ref: to h.h. of even no. 19 24-6-64 on the above subject, I am to request you to furnish the infn called for therein urgently

Order thereon—No.

9/7

U/S A 7 7

60
27

C.F. No. 45]

GOVERNMENT OF MYSORE

Telegram / phone

OFFICE OF THE

CHIEF CONSERVATOR OF FORESTS

IN MYSORE, BANGALORE.

No. B3-462-GFL-2640/61-62.
Encls.

Date 27 JULY 1964.

To

The Secretary to Government,
Agriculture and Forest Department,
Bangalore.

MYSORE GOVT. SECRETARIAT
No. 3566/16
28 JUL 1964
AGRL & FOREST DEPT (RECEIPT & ISSUE)

Sir,

Sub:-Disposal of lands in S.No.131 of Hosige Village, Kunigal Taluk - to Sri D.Thimmaiah, Daffedar on the Establishment of Deputy Secretary to Government Agriculture and Forest Department.

Ref:-Your letter No.AFD 110 FGL 64 dated 24-6-64.

- - - -

There is no provision in the Mysore Forest Manual for grant of Forest lands either temporarily or permanently. The Forest lands whenever granted are assigned for cultivation permanently only by the Revenue Department after the areas are disforested by Government under ~~the~~ section 30(1) of the Mysore Forest Act. As the present applicant is a Class IV servant and as he is frequently requesting for grant of lands recommendation was made to Government to grant him 5 acres of land purely on temporary lease basis as in the case of Sriyuts Sidda and Kempa Class IV Servants of this office. These temporary grants will generally be for one year and the leases will be renewed from year to year if necessary. These grants will not give any permanent right over the land to the applicant and the areas can be resumed whenever required by the Department. The leases will also be subject to the recovery of rent fixed on the basis of the land Revenue levied for similar lands in the locality.

Yours faithfully,

CHIEF CONSERVATOR OF FORESTS.

N.

Appendix F. G.—1]

29 61

SUBJECT.....

Diary No. of letter replied to .....

Mysore Government Secretariat.

( )

the *195*

Date of issue.....ISSUED.....

Date.....30/9/1966

Signed by.....

List of enclosures .....

Copied by.....

Examined by .....

Section

File No.

Serial No.

No.

~~To~~

Read -(i) Correspondence ending with letter No. BS-462-GFL 2640/61-62 dt. 27-7-66. from the Cif. Dbn.

The Cif. recommends temporary lease of land measuring 5 acres in 'B' Block of Huliyadurga S.F. Kunigal Taluk to Sri. D. Thimmaiyya. for cultivation.

Order-: After considering all aspects of the matter Govt are pleased to

Rural

Order grant of temporary lease of 5 acres ~~to~~ ~~Sri~~ in 'B' Block of Huliyurdurga S.F. Kunigal Taluk to Sri D. Thimmayya. Class IV Servant of the Agriculture & Forests deptt. Vidhana Soudha. on terms and conditions which the C.C.F. may impose

B.O.

JBR
US to govt
Ag & FD
[illegible]
23/9/64

To,
The C.C.F.
The [illegible]

31 63

Subject:- Grant of 5 acres of land in Huliyurdurga State Forest, Kunigal Taluk to Sri D. Thimmaiah, Daffedar, Agriculture & Forest Department.

====

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

O R D E R No. AFD 110 FGL 63

Dated: Bangalore 29th September 1964.

READ:

Correspondence ending with letter No.B3-462-GFL-2640/61-62 dated 27-7-1964 from the Chief Conservator of Forests in Mysore, Bangalore.

PREAMBLE:

The Chief Conservator of Forests recommends temporary lease of land measuring 5 acres in 'B' Block of Huliyurdurga State Forest, Kunigal Taluk to Sri D.Thimmaiah for cultivation.

O R D E R

After considering all aspects of the matter, Government are pleased to order grant of purely temporary lease of 5 acres in 'B' Block of Huliyurdurga State Forest, Kunigal Taluk, to Sri D.Thimmaiah, Class IV servant of the Agriculture and Forest Department, Vidhana Soudha, on terms and conditions which the Chief Conservator of Forests may impose.

By Order and in the name of the
Governor of Mysore,

T.S. Ramaiya
(T.S.Ramaiya)
Under Secretary to Government,
Agriculture & Forest Department.

O/C

QR
29/9

To

The Chief Conservator of Forests in Mysore, Bangalore.
Weekly Gazette.

RN,
29/9

33 64

No. B3-462-GFL-2640/61-62.

Chief Conservator's Office,
Bangalore, dated 23 October, 1964.

To

The Secretary to Government,
Agriculture & Forest Department,
Bangalore.

Sir,

MYSORE GOVT. SECRETARIAT
No. 5056/RR
24 OCT 1964
FOREST DEPT. (RECEIPT & ISSUE)

Sub: Grant of 5 acres of land in Huliyurdurga State Forest Kunigal Taluk, to Sri D.Thimmaiah, Daffedar, Agriculture & Forest Department.

Ref: Government Order No. AFD 110 FGL 63 dated 29-9-1964.

I invite your reference to this office letters of even No. dated 12-2-1964, and 2-6-1964 under which recommendation was made to Government for grant of 5 acres of land to Sri D.Thimmaiah in Huliyurdurga State Forest which adjoins Huliyurdurga State Forest 'B'Block. But Government in their order referred to above have ordered the grant of 5 acres of land in 'B'Block of Huliyurdurga State Forest. As already reported to Government, no lands are available for grant in 'B' Block of Huliyurdurga State Forest. Hence amended orders may please be issued to grant lands in Huliyurdurga State Forest. In order to avoid further delay in the matter, the Divisional Forest Officer Tumkur is being asked to allot lands to the applicant in Huliyurdurga State Forest.

Yours faithfully,

Chief Conservator of Forests.

Appendix F. G.—I]

35-65

SUBJECT.....

.....

.....

Diary No. of letter replied to .....

Mysore Government Secretariat,

( )

the *195* .

Date of issue.....

Signed by.....

List of enclosures .....

Copied by.....

Examined by .....

Section

File No.

ISSUED Date 7-12-1964

Serial No.

No.

To

Erratum

The words "B block of Huliyurdurga St. ft" ~~applying~~ appearing in the order portion ~~the~~ of G.O. No. AFD 110 FOR 63 dt 29-9-64 may ~~please~~ be omitted and read as "Huliyurdurga St. ft".

B.O. etc

To
CCF / W.G

U/S 477

GOVERNMENT OF MYSORE.

No.RD 51 LAD 63.

Mysore Government Secretariat,
'VIDHANA SOUDHA'
Dated, Bangalore, the 29th May, 1963
Jyeshta, 8, S.E. 1885.

CIRCULAR.

Subject: Deliberate encroachments of Govt. lands
Directs that stern action should be taken.

It has been directed in Government Circular No.RD 249 LMD 62, dated the 19th November 1962 that all unauthorised encroachments should be checked effectively and necessary steps should be taken to book the offenders, so as to prevent such unauthorised cultivation.

It has been represented to Government that the period of 6 years of continuous enjoyment prior to 1-4-1961 as a pre-requisite for confirmation of lands encroached upon as stipulated in Official Memorandum No.RD 78 LAD 61 dated the 18th May, 1961 has worked as a hard ship in the case of poor persons belonging to Scheduled castes and that it may be reduced from 6 to 2 years in respect of this category of persons as they would not have been allowed to enjoy the land continuously for a period of 6 years since they would have been disturbed from their possession during the said period.

There appears to be a feeling in the minds of people that Government will ultimately grant lands, if once they are occupied unauthorisedly. If the unauthorised encroachments are confirmed in all cases then unauthorised cultivation will increase as there is a tendency on the part of the people to occupy Government lands in the hope that their unauthorised occupation will be regularised later by Government.

As has already been indicated in Circular No.RD 78 LAD 61, dated the 18th May, 1961, the question of regularising unauthorised occupation of lands prior to the 1st April, 1961 has only to be considered and all unauthorised occupations subsequent to 1st April, 1961 evicted.

It is now directed that cases where the unauthorised occupant of a land was a poor person or a person belonging to the Scheduled Caste or Scheduled tribes and had not been in occupation of the land prior to the 1st April, 1961 for a period of six years though he had been in its occupation unauthorisedly for over two years may be considered sympathetically and so much of the area as would be necessary to enable him to eke out a living may be confirmed to him at a penal upset price etc., as indicated in subparas (b) and (c) of para 3 of the Circular dated the 18th May, 1961.

(M.A. MECCAI.)
Under Secretary to Govt., Revenue Dept.,

To
The Divisional Commissioners of Division.
The Deputy Commissioners of Districts.
WEEKLY GAZETTE.

/Singh.

GOVERNMENT OF MYSORE.

Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, dated 18th May 1961.

No.RD 78 LAD 61.

Vaishakha 28, Saka 1883.

CIRCULAR.

Sub:- Unauthorised cultivation of Government lands - confirmation in certain cases.

It has come to the notice of Government that inspite of several instructions issued by Government from time to time directing that encroachments on Government land should be dealt with firmly and the highest penalty under the Rules should be levied and eviction enforced strictly, there are still numerous cases of unauthorised occupation which are allowed to continue. There is a tendency on the part of local Revenue Officers to deal with these cases in a routine fashion. They are inclined to think that their duty is done by registering T.T. cases, levying and recovering T.T. fines. In many cases the T.T.fines levied are absurdly small sums and even these sums are not recovered at all for long periods of time. There is reason to believe that considerable extents of Government lands are under unauthorised occupation without payment of land revenue or occupancy price, with the result that there is leakage of considerable amount of revenue to Government.

2. This question was discussed inter-alia at a meeting of the Deputy Commissioners of Districts presided over by the Minister for Revenue on the 15th April 1961.

3. Government have come to the conclusion that it is necessary to deal with these cases of encroachments one way or the other, finally and not allow the present uncertain position to continue. They are therefore pleased to direct that subject to the provisions indicated below, encroachments on land under the control of the Revenue Department, not including tank beds or forests, be confirmed to the persons in possession after recovery of penal upset price:-

...2

(a) Such confirmation is permissible at the discretion of the Deputy Commissioner only where a person is continuously cultivating the encroached land for a period not less than 6 years prior to 1-4-1961 as borne out from T.T. records and other revenue records. In such cases confirmation may be ordered at the discretion of the Deputy Commissioner even if the land encroached upon is gomal or grazing land.

(b) The confirmation shall be subject to the payment of penal upset price to be fixed by the Deputy Commissioner, of back assessment and T.T.fine levied but not paid.

(c) The total holding of the grantee inclusive ofthe area under unauthorised occupation proposed to be confirmed shall not exceed an extent required to make him a sufficient holder.

4. The above directions will apply only to cases of encroachment brought on record prior to 1-4-1961. Government wish to impress upon local Revenue Officers, that, hereafter prompt and stringent action should be taken where fresh encroachments come to light and eviction should be enforced as a rule. The same direction will apply to cases wherein confirmation is not possible according to the provisions made in para 3(c) above.

5. The concession regarding waiving of upset price available under Land Grant Rules will not be available in respect of encroachments.

6. It is further reiterated that cases of adjoining holders occupying small areas of Government land not exceeding one acre in extent may beconsidered sympathetically and the area may be confirmed to adjoining holders after levying penal upset price.

(M.Venkatagiriraju)
Under Secretary to Government,
Revenue Department.

To
All the Divisional Commissioners of Divisions.
All the Deputy Commissioners of Districts.

R/-.

GOVERNMENT OF MYSORE

No.AFD 110 FGL 63

Mysore Government Secretariat,
Vidhana Soudha,
Bangalore, dated 7-12-1964.

ERRATURM

The words "B Block of Huliyurdurga State Forest" appearing in the order portion of G.O.No.AFD 110 FGL 63 dated 29-9-1964 may be omitted and read as Huliyurdurga State Forest".

By Order and in the name of the
Governor of Mysore.

(T.S.RAMAIYA)
Under Secretary to Government,
Agriculture & Forest Department.

To

The Chief Conservator of Forests in Mysore, Bangalore,
The Weekly Gazette.

hns)